

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
--------------------	---------------------	-----------------------	---------------------------

09/285,429 04/02/99 SHIRLEY

B 5784-9

BEST AVAILABLE COPY

CHIRON CORPORATION
INTELLECTUAL PROPERTY - R440
P O BOX 8097
EMERYVILLE CA 94620-8097

NOT ASSIGNED

1614

DATE MAILED:

04/29/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 130

☐ 1. The statutory basic filing fee is:

☐ missing.

☒ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

☒ is missing or unexecuted.

☐ does not cover the newly submitted items.

☐ does not identify the application to which it applies.

☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

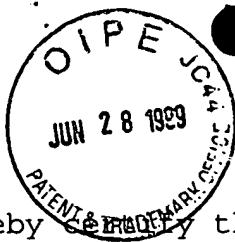
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center



Sector 3

PATENT
U.S. No. 09/285,429
Atty. Docket No. 1410.002

I hereby certify that this paper is being deposited in the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, Attention: Box Missing Parts, on June 22, 1999.

Nancy L. Swanson
Nancy L. Swanson

Jun 22, 1999
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SHIRLEY, et al.
Serial No.: 09/285,429 Group Art: Unassigned
Filed: April 2, 1999 Examiner: Unassigned
For: INJECTABLE FORMULATIONS CONTAINING SUCCINATE

RESPONSE TO THE NOTICE TO FILE MISSING PARTS OF APPLICATION --
FILE DATE GRANTED

Assistant Commissioner for Patents
Washington, D.C. 20231
Attention: Box Missing Parts

Sir:

In response to the "Notice to File Missing Parts of Application -- Filing Date Granted", mailed from the Patent and Trademark Office on April 29, 1999, enclosed herewith are the following documents:

1. Signed -- Combined Declaration and Power of Attorney form
2. COPY: Notice to File Missing Parts
3. Check in the amount of \$130.00 covering the surcharge fee, as set forth under C.F.R. §1.16(e).
4. Certificate Under 37 C.F.R. §3.73(b)

5. Blanket Petition for Extension of Time and
Authorization to Charge/Credit Deposit Account

The Assistant Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR 1.16 and 1.17 to Deposit Account No. 03-1664. This, however, is not authorization to pay the issue fee.

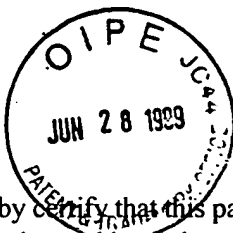
Respectfully submitted,

By: 

Joseph H. Guth
Attorney for Applicants
Reg. No. 31,261

Date: June 22, 1999

CHIRON CORPORATION
Intellectual Property-R440
4560 Horton Street
Emeryville, CA 94608-2916
Telephone: (510) 923-3888
Facsimile: (510) 655-3542



U.S. Serial No. 09/285,429
Attorney Docket No. 1410.002

3

I hereby certify that this paper is being deposited in the United States Postal Service as first class mail in an envelope addressed to the Assistant Commission for Patents, Washington, D.C. 20231, Attention Box Missing Parts, on June 22, 1999.

Nancy L. Swanson
Nancy L. Swanson

June 22, 1999
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: SHIRLEY et al.

Serial No.: 09/285,429

Group Art Unit: Unassigned

Filing Date: April 2, 1999

Examiner: Unassigned

Title: INJECTABLE FORMULATIONS CONTAINING SUCCINATE

Certificate Under 37 C.F.R. § 3.73(b)

CHIRON CORPORATION

CHIRON(Name of Assignee)

, a Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest, or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

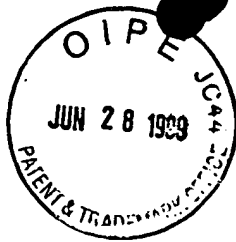
- A. ☐ An Assignment from the inventor(s) of the patent application/patent identified above.
The assignment was recorded in the Patent and Trademark Office at Reel _____,
Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s) of the patent application/patent identified above
to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.



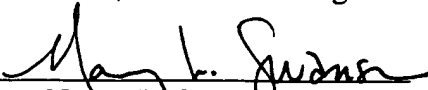
(4)

PATENT

Atty. Docket No.1410.002

USSN 09/285,429

I hereby certify that this paper is being deposited in the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231-0001, Attn: Box Assignments, on June 22, 1999.


Nancy L. Swanson

June 22, 1999
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: SHIRLEY et al.

Serial No.: 09/285,429

Group Art: Unassigned

Filed : April 2, 1999

Examiner: Unassigned

For : INJECTABLE FORMULATIONS CONTAINING SUCCINATE

ASSIGNMENT DOCUMENT COVER LETTER

Box Assignment
Assistant Commissioner for Patents
Washington, D.C. 20231

1. The accompanying assignment covers the patent or application identified above.

X No other patents or applications are covered by the assignment.

— Other patents and/or applications are covered by the assignment as shown on the attached LIST OF PATENTS AND/OR APPLICATIONS COVERED BY ASSIGNMENT.

COPY

NAMES OF PARTY MAKING TRANSFER

2. Name 1: Bret A. Shirley
Name 2: Maninder S. Hora

IDENTITY OF PARTY TO WHOM TRANSFER IS MADE

3. Transfer is being made to:

CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, California 94608-8097
United States of America

INTENTION OF DOCUMENT

4. The accompanying document is an:

X Assignment License
 Security Interest Other

X Execution Date: May 20, 1999 and May 26, 1999

FEE PAYMENT

5. Total fee due \$40.00

6. Charge Deposit Account No. 03-1664 in the sum of \$40.00.

X Enclosed is a check for \$40.00.

X The Assistant Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 03-1664. THIS IS NOT AN AUTHORIZATION FOR PAYMENT OF ANY ISSUE FEES.

COPY

**ADDRESS TO WHICH DOCUMENT SHOULD BE RETURNED AFTER RECORDAL
BY PTO**

7. Please return the recorded document to:

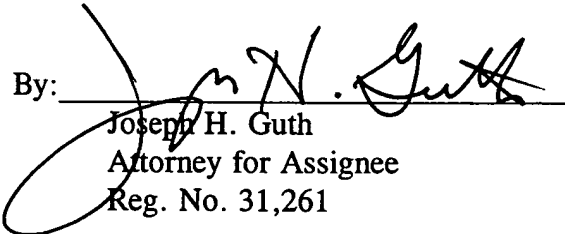
Joseph H. Guth
CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, California 94662-8097
United States of America

STATEMENT BY THE PARTY

8. I hereby submit that, to the best of my knowledge and belief, the foregoing information contained herein is true and correct and any copy submitted herewith is a true and correct copy of the original document.

Respectfully submitted,

By: _____


Joseph H. Guth
Attorney for Assignee
Reg. No. 31,261

Dated: June 21, 1999

CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, California 94662-8097
TEL: (510) 923-3888
FAX: (510) 655-3542

Total number of pages comprising cover sheet: 6 (Cover Letter plus Original Assignment)

COPY